

IN THE
Court of Appeal of the State of California

IN AND FOR THE
Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable James A. Ardaiz, Presiding Justice; Honorable Herbert I. Levy, Associate Justice; Honorable Betty L. Dawson, Associate Justice; and Charlene Ynson, Assistant Clerk/Administrator, by Jill Rivera, Deputy Clerk.

F055572 People v. Nichols et al.

Cause called and argued by Charles M. Bonneau, Esq., counsel for appellant and by Victor J. Morse, Esq., counsel for appellant and by Kathleen A. McKenna, Esq., Deputy Attorney General, counsel for respondent. A. M. Weisman, Esq., counsel for appellant waived oral argument.

Cause ordered submitted.

F057242 People v. Rodriguez

Cause called and argued by Paul R. Kraus, Esq., counsel for appellant and by Melissa Lipon, Esq., Deputy Attorney General, counsel for respondent.

Cause ordered submitted.

F058062 Ebbetts Pass Forest Watch et al. v. CA Dept. of Forestry and Fire Protection et al.; Sierra Pacific Industries

Cause called and argued by Thomas N. Lippe, Esq., counsel for appellant and by John Davidson, Esq., Deputy Attorney General, counsel for respondent and by William Milligan Sloan, Esq., counsel for real party.

Cause ordered submitted.

F057635 Community Regional Medical Center v. Carpenters Union, Local 701

Cause called and argued by Matthew John Gauger, Esq., counsel for appellant and by David Craig Kiernan, Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until Wednesday, May 12, 2010 at 1:30 P.M.

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The court reconvened in its courtroom at 1:30 P.M. Present: Honorable James A. Ardaiz, Presiding Justice; Honorable Herbert I. Levy, Associate Justice; Honorable Gene M. Gomes, Associate Justice; and Charlene Ynson, Assistant Clerk/Administrator, by Diana Monopoli, Senior Deputy Clerk.

F058475 People v. Komnenus

Cause called and argued by John Staley, Esq., counsel for appellant and by Angelo S. Edralin, Esq., Deputy Attorney General, counsel for respondent.

Cause ordered deferred.

At this point Gomes, J. leaves the bench and is replaced by Dawson, J.

F058705 In re Timothy J. Leon on Habeas Corpus

Cause called and argued by Chris R. Redburn, Esq., counsel for petitioner and by Christopher Rench, Esq., Deputy Attorney General, counsel for respondent.

Cause ordered deferred.

F058113 In re Edward T. Furnace on Habeas Corpus

Cause called and argued by Brian Kinney, Esq., Deputy Attorney General, counsel for respondent. Melanie K. Dorian, Esq., counsel for petitioner waived oral argument.

Cause ordered deferred.

Court recessed until Thursday, May 13, 2010 at 10:00 A.M.

F059093 In re C.A. et al., Minors

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

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F059093 In re C.A. et al., Minors

The judgment court's orders denying appellant's section 388 petition and terminating her parental rights are affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F057999 People v. Plata, Jr.

The above-entitled case is submitted for decision.

F057999 People v. Plata, Jr.

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F057750 People v. Smith

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F057750 People v. Smith

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F059090 In re F.R. III, a Person Coming Under the Juvenile Court Law

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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- F059090 In re F.R. III, a Person Coming Under the Juvenile Court Law**
The juvenile court's orders summarily denying D.R.'s section 388 petition and terminating F.R.'s parent rights are affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F057887 People v. Creer**
Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.
- F057887 People v. Creer**
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F057897 In re I.M., a Minor**
Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.
- F057897 In re I.M., a Minor**
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F056640 People v. Griffin**
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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- F056640** **People v. Griffin**
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F057178** **People v. Willis**
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.
- F057178** **People v. Willis**
The judgment is affirmed with modifications.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F058596** **People v. Albanez**
The above-entitled case is submitted for decision.
- F058596** **People v. Albanez**
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F058089** **People v. Fithian**
Oral argument having been waived in the above entitled case in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.

IN THE
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F058089 People v. Fithian

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F054799 Flores v. Kaman Industrial Technologies Corporation

The judgment is affirmed. Kaman is awarded its costs on appeal.
Hill, J.

We concur: Dawson, Acting P.J.; Kane, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F059084 People v. Perry

No brief having been filed by appellant after notice duly given
under rule 8.220(a)(1) of the California Rules of Court, IT IS
HEREBY ORDERED that the appeal in the above-entitled action is
dismissed.